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Attorneys for Federal Defendants

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON  
PORTLAND DIVISION

NORTHWEST ENVIRONMENTAL  
DEFENSE CENTER, et al.,

Plaintiffs,

v.

U.S. ARMY CORPS OF ENGINEERS, et al.,

Defendants,

and

CITY OF SALEM and MARION COUNTY,

Defendant-Intervenors.

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Case No.: 3:18-cv-00437-HZ

FEDERAL DEFENDANTS' NOTICE  
REGARDING WHETHER LIVE  
TESTIMONY ABOUT THE EXPERT  
REPORT IS WARRANTED

In accordance with the Court's February 2, 2020 Order (ECF 153), Federal Defendants are informing the Court that they do not believe live testimony about Dr. Tullos' expert report or human health and safety issues is warranted.

Dated: April 23, 2021

JEAN E. WILLIAMS, Acting Assistant Attorney General  
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/s/ Kaitlyn Poirier

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**CERTIFICATE OF SERVICE**

I certify that on April 23, 2021, the foregoing was electronically filed through the Court's electronic filing system, which will generate automatic service on all parties enrolled to receive such notice.

/s/ Kaitlyn Poirier

Kaitlyn Poirier

Trial Attorney, U.S. Department of Justice